

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

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|---------------------------------------|---|----------------------------------|
| ONEIDA CONSUMER, LLC, <i>et al.</i> , |) | |
| |) | |
| Plaintiffs, |) | CASE NO.: 2:20-cv-02041-ALM-CM |
| |) | |
| v. |) | JUDGE ALGENON MARBLEY |
| |) | |
| ELYSE FOX, |) | |
| |) | |
| Defendant. |) | MAGISTRATE CHELSEY M. VASCURA |
| |) | |

NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), Plaintiffs voluntarily dismiss Case No. 2:20-cv-02041-ALM-CM without prejudice. Plaintiffs filed this same action yesterday in Case No. 1:20-cv-00322-DRC, but inadvertently filed in the Western Division of the U.S. District for the Southern District of Ohio. Plaintiffs then refiled this case today in Case No. 2:20-cv-02041-ALM-CMV in the Eastern Division of the U.S. District for the Southern District of Ohio with the plan that Plaintiffs would voluntarily dismiss the earlier-filed Case No. 1:20-cv-00322-DRC. Before Plaintiffs could voluntarily dismiss Case No. 1:20-cv-00322-DRC, however, Judge Cole transferred the case to the Eastern Division. Therefore, Plaintiffs are dismissing the later-filed Case No. 2:20-cv-02041-ALM-CM without prejudice.

Respectfully submitted,

/s/ Jesse Jenike-Godshalk
Jesse Jenike-Godshalk (0087964)
THOMPSON HINE LLP
312 Walnut Street, Suite 1400
Cincinnati, Ohio 45202
Phone: (513) 352-6702
Fax: (513) 241-4771

Email: Jesse.Godshalk@ThompsonHine.com

Marla R. Butler (*pro hac vice* forthcoming)

THOMPSON HINE LLP

Two Alliance Center

3560 Lenox Road NE, Suite 1600

Atlanta, Georgia 30326-4266

Phone: 404-407-3680

Fax: 404-541-2905

Email: Marla.Butler@ThompsonHine.com

Attorneys for Plaintiffs